

City of Clewiston  
Special Magistrate  
Regular Hearing  
October 12, 2010

The City of Clewiston Special Magistrate held its regular meeting in the city hall commission chambers, 115 West Ventura Avenue, Clewiston, Florida, on Tuesday, October 12, 2010. The meeting was called to order at 2:00 p.m. by Magistrate Watt.

Attendance

Magistrate present: James L. Watt

Personnel present: Pete Garcia, Marilyn McCorvey, Karen Moore, Travis Reese, Sean Scheffler

Visitor(s) present: Sandy Baker, David Miller, Nigel Miller, Jennifer Price, Kevin Price

Pledge of Allegiance recited. Special Magistrate Watt briefly summarized the purpose of the hearing.

Approval of minutes from July 20, 2010 meeting: Let the record show an accurate reflection of the proceedings.

Swearing in of all parties intending to present testimony.

Additions/deletions to agenda: Mr. Reese stated that cases #10-0119 & #10-0120 be moved to the end of new business as notification to owner was not returned as received or denied.

Consent agenda: All eight (8) cases are dismissed after Code Officer Garcia's testimony that they are in compliance.

Case No. 10-0076/Jennifer Price:

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0076, for the property located at 102 West Circle Drive, owners of record, Jennifer Price.

Mr. Reese stated that the violation is a high hedge according to code section 110-436 (c). The owner's of the property received first notice of the violation on 6/22/10. When they did not comply, a notice to appear was hand delivered on 10/1/10 by code officer Garcia.

Code Officer Garcia verified pictures with the owner of the property, who was present. The owner agreed that the property is in violation.

The City of Clewiston recommended thirty (30) days to comply and trim the hedge into compliance.

Mr. Watt ruled that the owner has thirty (30) days to trim the hedge and to contact the office that it has been completed at which time the code officer will verify closure of this case. Failure to comply will result in another notice to appear.

Case No. 10-0108/David N. Miller

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0108, for the property located at 700 East Ventura Avenue a.k.a. Royal Palm Trailer Park, owner of record, David N. Miller.

Mr. Reese stated that the violation is overgrown lots according to code section 34-56. The owner of the property received first notice of the violation on 7/28/10. When they did not comply, a notice to appear was hand delivered on 10/1/10 by the by code officer Garcia.

Code Officer Garcia verified pictures of the overgrowth of part of the

park with the owner of the property, who was present. Mr. Miller stated that the park has been mowed and that he has hired a man to mow on a regular schedule.

The City of Clewiston recommended and Mr. Watt ruled that the owner is in compliance and dismiss this case.

**Case No. 10-0125/Cosme Resendiz:**

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0125, for the property located at 609 East Ventura Avenue, owner of record, Cosme Resendiz.

Mr. Reese stated that the violation is lack of landscaping maintenance along the fence at rear of property according to code section 102-129 (a) (4). The owner of the property received first notice of the violation on 8/16/10. When they did not comply, a notice to appear was hand delivered on 10/4/10 by code officer Garcia.

Code Officer Garcia verified pictures with the owner of the property, who was present.

The City of Clewiston recommended and Mr. Watt ruled that the owner is in compliance and dismiss this case.

**Case No. 10-0145/Glades Media Company:**

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0145, for the property located at 530 East Alverdez Avenue, owner of record, Glades Media Company.

Mr. Reese stated that the violation is lack of landscaping maintenance along the fence at rear of property according to code section 102-129 (a) (4). The owner of the property received first notice of the violation on 8/26/10. When they did not comply, a notice to appear was hand delivered on 10/1/10 by code officer Garcia.

Code Officer Garcia verified pictures of the property. The owner of this property was not present.

The City of Clewiston recommended thirty (30) days to comply and trim the fence area into compliance.

Mr. Watt ruled that the owner has thirty (30) days to trim the fence area and to contact the office that it has been completed at which time the code officer will verify closure of this case. Failure to comply will result in another notice to appear.

**Case No. 10-0170/Susy B Liquors LLC:**

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0170, for the property located at 210 West Sugarland Hwy., owner of record, Susy B Liquors LLC.

Mr. Reese stated that the violation is a dilapidated sign according to code section 18-394. The owner of the property received first notice of the violation on 8/31/10. When they did not comply, a notice to appear was hand delivered on 10/4/10 by code Officer Garcia.

Code Officer Garcia verified pictures of the property. The owner of the property was not present.

The owner had notified the office that they are getting bids to replace/repair the sign. Mr. Watt ruled that the City of Clewiston has thirty (30) days to verify closure of this case. Failure to comply will result in another notice to appear.

Case No. 10-0171/J'Lu Chevron Corp.:

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0171, for the property located at 517 East Sugarland Hwy., owner of record, J'Lu Chevron Corp.

Mr. Reese stated that the violation is a dilapidated sign according to code section 18-394. The owner of the property received first notice of the violation on 8/31/10. When they did not comply, a notice to appear was hand delivered on 10/4/10 by code Officer Garcia.

Code Officer Garcia verified pictures of the property. The owner of the property was not present.

The owner had notified the office that they would require extra time to remove the sign due to medical issues. Mr. Watt ruled that the City of Clewiston has sixty (60) days to verify closure of this case. Failure to comply will result in another notice to appear.

Case No. 10-0175/Cecil & Karen Holcomb:

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0175, for the property located at 600 East Sugarland Hwy., owner of record, Cecil & Karen Holcomb.

Mr. Reese stated that the violation is a dilapidated sign according to code section 18-394. The owner of the property received first notice of the violation on 8/31/10. When they did not comply, a notice to appear was hand delivered on 10/1/10 by code officer Garcia.

The owner notified the office on 10/4/10 that he was now in compliance. Officer Garcia went to the property and verified that they are in compliance. The owner of the property was not present.

The City of Clewiston recommended and Mr. Watt ruled that the owner is in compliance and dismiss this case.

Case No. 10-0178/Luis & Sheila Rosales:

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0178, for the vacant property located at East Alverdez Avenue (PN#3-34-43-01-010-366-002.0), owners of record, Luis & Sheila Rosales.

Mr. Reese stated that the violation is a dilapidated fence according to code section 110-436 (c). The owner of the property received first notice of the violation on 8/31/10. When they did not comply, a notice to appear was hand delivered on 10/1/10 by code officer Garcia.

Code Officer Garcia verified pictures of the property.

Mr. & Mrs. Rosales were not present at the meeting. The City of Clewiston recommended and Mr. Watt concurred that the owners have thirty (30) days to repair the fence and contact the office that it has been completed at which time the code officer will verify closure of this case. Failure to comply will result in another notice to appear.

Case No. 10-0182/Hampton Chrysler Dodge:

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0026 for the property located at 202 West Sugarland Hwy., owner of record, Hampton Chrysler Dodge.

Mr. Reese stated that the violation is a lack of landscaping according to code section 102-129 (a)(3). The owner's of the property received first notice of the violation on 9/1/10. When they did not comply, a notice to appear was hand delivered on 10/1/10 by code officer Garcia.

Code Officer Garcia verified pictures of the property stated that they are now in compliance.

The owner of Hampton Chrysler Dodge nor an agent was present at the meeting. The City of Clewiston recommended and Mr. Watt concurred that the owner is in compliance and that the case be dismissed.

Case No. 10-0190/ClewistonUS27 LLC:

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0190, for the property located at 1008 West Sugarland Hwy., owner of record, ClewistonUS27 LLC.

Mr. Reese stated that the violation is a lack of landscaping according to code section 18-640 (a)(4). The owner of the property received first notice of the violation on 9/3/10. When they did not comply, a notice to appear was sent via certified mail on 10/1/10.

Code Officer Garcia verified pictures of the property.

The owner nor an agent was present at the meeting. The City of Clewiston recommended and Mr. Watt concurred that the owner has thirty (30) days to mow the lot and contact the office that it has been completed at which time the code officer will verify closure of this case. Failure to comply will result in another notice to appear.

Case Nos. 10-0119 + 10 0120/Mary Jackson:

Mr. Reese stated because of lack of service this agenda item needs to be tabled. Mr. Watt agreed to table until the next meeting.

Case No. 10-0026/Ali M. Matar:

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0026, for the property located at 211 West Ventura Avenue, owner of record, Ali M. Matar.

Mr. Reese stated that the violation is a dilapidated sign according to code section 18-394. The owner of the property received first notice of the violation on 5/28/10. When they did not comply, a notice to appear was hand delivered on 7/15/10 by Clewiston Police Department.

Code Officer Garcia verified pictures of the property and that the property is still in violation.

The owner nor an agent was present at the meeting. The City of Clewiston recommended and Mr. Watt concurred that there will be a fine of \$25.00 per day from 10/12/10 until compliance has been met.

Case No. 10-0025/Charles Morrison:

Chairman Watt announced that the purpose of the public hearing was to

discuss and receive input from all interested parties regarding case number 10-0025, for the property located at 710 South WC Owen Avenue a.k.a. Pacific Trailer Park, owner of record, Charles Morrison.

Mr. Reese stated that the violation is a dilapidated sign according to code section 18-394. The owner of the property received first notice of the violation on 5/28/10. When they did not comply, a notice to appear was sent via certified mail on 7/9/10 which was received unclaimed on 8/26/10.

Code Officer Garcia verified pictures of the property and that the property is still in violation.

The owner nor an agent was present at the meeting. The City of Clewiston recommended and Mr. Watt concurred that there will be a fine of \$25.00 per day from 10/12/10 until compliance has been met.

Case No. 10-0002/Motel Plaza, Inc.:

Chairman Watt announced that the purpose of the public hearing was to discuss and receive input from all interested parties regarding case number 10-0002, for the property located at 621 East Sugarland Hwy., owner of record, Motel Plaza, Inc.

Mr. Reese stated that the violation is an accumulation of junk/debris according to code section 34-84. The owner of the property received first notice of the violation on 5/20/10. When they did not comply, a notice to appear was hand delivered on 7/8/10 by Clewiston Police Department.

Code Officer Garcia verified pictures of the property and that the property is still in violation.

The owner nor an agent was present at the meeting. The City of Clewiston recommended and Mr. Watt concurred that there will be a fine of \$25.00 per day from 10/12/10 until compliance has been met.

Other Business:

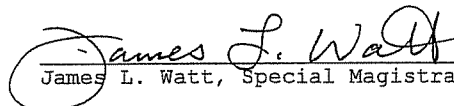
Mr. Reese stated the possibly of charging administrative fees incurred above and beyond the code officer's duties. The city would like direction. Mr. Watt stated that he would discuss with the City Attorney within the next week and report.

Next meeting tentatively set for Tuesday, December 14, 2010. It should be put on the agenda for approval at the end of meeting.

Chairman Watt closed the public hearing after receiving no further comments, written or oral, from the audience or the board.

Adjournment:

The meeting adjourned at 3:13 p.m.

  
James L. Watt, Special Magistrate